

**AFFIDAVIT OF SERVICE**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

DATE FILED: 11/18/2003

INDEX #: 03-30277-KPN

THE FAMILY ROSARY, INC.

Plaintiff(s)/Petitioner(s)

against  
BOWDOIN CONSTRUCTION CORP., ET ANO.

Defendant(s)/Respondent(s)

STATE OF MA  
COUNTY OF SuffolkDennis Mahoney being duly sworn, deposes and says, that deponent is not a party to this action, is over 18 years of age and resides in the state of MA.  
That on (date) 11/26/03 at (time) 10:20 AM at (service address) 220-1 Reservoir Street, Needham Heights, MADeponent served the within **SUMMONS IN A CIVIL CASE AND COMPLAINT,**Upon **BOWDOIN CONSTRUCTION CORP.** ( ) Witness ( ) Respondent (X) Defendant  
(hereinafter called the recipient)☐ **INDIVIDUAL**by delivering a true copy of each to said recipient personally. ☐ Deponent knew the person described as said person therein. ☐ Recipient was identified by self admission.☒ **CORPORATION**A corporation, by delivering thereat a true copy of each to Mr. Chris Keely personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be Vice President thereof, duly authorized to accept legal process☐ **NON-CORPORATE ENTITY**

A \_\_\_\_\_, by delivering thereat a true copy of each to \_\_\_\_\_ personally, deponent knew said so served to be the entity described in same as said recipient and knew said individual to be \_\_\_\_\_ thereof.

☐ **SUITABLE AGE PERSON**by delivering a true copy of each to \_\_\_\_\_ a person of suitable age and discretion. Said premises is recipient's ☐ actual place of business ☐ dwelling house (usual place of abode) within the state.☐ **AFFIXING TO DOOR**by affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling house (usual place of abode) within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereat, having called thereat:\_\_\_\_\_ m \_\_\_\_\_ m \_\_\_\_\_ m \_\_\_\_\_ m  
Deponent talked to \_\_\_\_\_ at \_\_\_\_\_ who stated recipient ☐ lived ☐ worked at the service address above.☐ **MAILING**Deponent completed service by depositing a true copy of each properly sealed postpaid with first class postage addressed to the recipient at \_\_\_\_\_ in an official depositor under the exclusive care and custody of the U.S. Postal Service. The envelope was marked personal and confidential. ☐ The mailing was also made by certified mail, receipt number \_\_\_\_\_ within on day after such delivery. ☐ A return receipt was requested.

Date Mailed \_\_\_\_\_

☒ **DESCRIPTION**

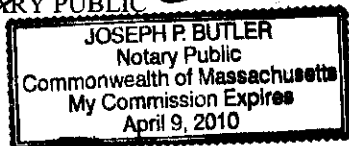
|          |            |                          |           |             |            |                |
|----------|------------|--------------------------|-----------|-------------|------------|----------------|
| <u>M</u> | <u>W</u>   | <u>Salt &amp; Pepper</u> | <u>45</u> | <u>6'1"</u> | <u>175</u> | <u>balding</u> |
| Sex      | skin color | hair color               | age       | height      | weight     | other features |

☐ **WITNESS FEE**\$ \_\_\_\_\_ the authorized traveling expenses and witness fee ☐ was paid to ☐ was tendered and was refused by recipient.☐ **MILITARY SERVICE**

I asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he/she was not. Documents were properly endorsed with index number and date of filing.

Sworn before me on 11/26/03

NOTARY PUBLIC


  
Print name below signature
Dennis Mahoney, Constable  
and Disinterested Person  
LIGHTNING LEGAL SERVICES, LLC  
P.O. BOX 9132, ALBANY, NY 12209  
26566

AO 440 (Rev. 10/93) Summons in a Civil Action

## RETURN OF SERVICE

|  |   |
|--|---|
| Service of the Summons and Complaint was made by me <sup>1</sup> | DATE<br>November 26, 2003 at 10:20 AM     |
| NAME OF SERVER (PRINT)<br>Dennis Mahoney                         | TITLE<br>Constable & Disinterested Person |

Check one box below to indicate appropriate method of service

- ☒ Served personally upon the defendant. Place where served: Bowdoin Construction Corp. at 220-1 Reservoir Street, Needham Heights, MA 02494
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- ☐ Returned unexecuted: \_\_\_\_\_
- ☐ Other (specify): \_\_\_\_\_

| STATEMENT OF SERVICE FEES |          |       |
|---------------------------|----------|-------|
| TRAVEL                    | SERVICES | TOTAL |
|                           |          |       |

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on November 26, 2003  
Date

Dennis Mahoney  
Signature of Server

\_\_\_\_\_  
Address of Server

<sup>1</sup> As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.